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and Counter-Claimant

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

NEW YORK MARINE AND  
GENERAL INSURANCE  
COMPANY, a New York  
corporation,

Plaintiff,

vs.

AMBER HEARD,

Defendant.

AND RELATED COUNTERCLAIM

Case No. 2:22-cv-4685-GW (PDx)

Hon. George H. Wu,  
Courtroom 9D

**DEFENDANT'S NOTICE OF  
MOTION AND MOTION FOR  
JUDGMENT ON THE  
PLEADINGS**

Date: July 13, 2023  
Time: 8:30 a.m.  
Dept.: 9D

Complaint Filed July 8, 2022

**NOTICE IS HEREBY GIVEN THAT** on July 13, 2023, at  
8:30 a.m. or as soon thereafter as the matter may be heard in Courtroom  
9D of this Court, located at 350 W. 1st Street, Los Angeles, California  
90012, defendant and counterclaimant Amber Heard will, and hereby

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1 does, move this Court for an order for judgment on the pleadings  
2 pursuant to Federal Rule of Civil Procedure 12(c).

3 This motion is made, pursuant to Federal Rule of Civil Procedure  
4 12(c), on the grounds that the Court lacks subject matter jurisdiction  
5 under Article III of the Constitution and statutory authority to grant  
6 relief under the Declaratory Judgment Act, 28 U.S.C. § 2201, because  
7 there is no longer an actual controversy between the parties. This motion  
8 is based on this Notice, the Memorandum of Points and Authorities in  
9 Support thereof, the Declaration of Kayla Robinson, the complete files  
10 and records in this action, such evidence as may be presented at the  
11 hearing on this motion, and other matters upon which this Court may  
12 take judicial notice.

13 This motion is made following the conference of counsel pursuant to  
14 L.R. 7-3 which took place on May 11, 2023, and May 18, 2023.

15 DATED: June 5, 2023

PASICH LLP

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17 By: /s/ Owen Monkemeier

Owen Monkemeier

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19 Attorneys for Defendant and  
20 Counter-Claimant  
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